

the county officials, the municipal officials could come to the public hearing and express their point of view, not simply have to tell us via the telephone line how they are feeling or what they are thinking when an amendment has been added on the floor. The courts have spoken, their voice is rather loud across the State of Nebraska at this current time. The county officials organization is a viable group. The municipality organization is a viable group. They too will inform across the State of Nebraska. I would hope that you would seriously consider bringing LB398 back for this specific amendment so that Senator Martin Kahle's bill could be advanced in its public hearing form. We have a forum on our legislative floor. We have a forum in our public hearings. We have a responsibility to all of the people, but we do not have the responsibility to interfere until there has been a public hearing. There should be a public hearing on LB 398 in its present form, unless this amendment is removed. I yield, Mr. President, I yield my last minute and a half to Senator Duis.

SENATOR DUIS: Thank you Senator Marsh. Senator Simon, Senator Newell, thank you so much for your lesson in government and on the Constitution. I haven't looked at it too often I guess in the years that I have been here. But, what I desire to do for that employee is much greater than you desire to do. That is my intention here, not to restrict him. My intention in bringing this bill back to leave him free to operate within his local subdivision of government is to voice his opinion and get that which he desires to have from his own local subdivision of government and we take care of our state employees, which I am strictly in favor of, and believe you me, I love those employees. They voted for me many times and I have no fear of them in the future. They are friends of mine, and they are close to me. I desire very much to have them free to operate in government. As far as the Constitution of the State of Nebraska is concerned, no law that we make or any local subdivision of government can trespass on that Constitution and be upheld. Consequently, for the court case that you refer to, and that court case Senator Newell takes care of all of it, because it is referred to in every decision. So, I would say, and I want to help those employees, I want to give them more freedom probably than we give them in our state government and that is the reason for it. I'm not trying to restrict, I'm trying to liberalize.

PRESIDENT: The question is shall this bill be returned for the specific amendment. Record your vote. Have you all voted? Please vote. Would you please vote. It appears as if we are going to go under Call again. Please vote. Record.

SENATOR MARSH: I ask for a Call of the House please.

PRESIDENT: Alright, the question is shall the House go under Call. Record your vote. Record.

CLERK: 13 ayes, 0 nays.

PRESIDENT: The House is under Call. Kindly return to your desks and record your presence. The Legislature is under Call. Your rules provide that you shall be at your desks. In the south balcony we have 31 7th and 8th grade students from Marquette, Nebraska. That is in Senator Kremer's district. In the south balcony we have 47 fifth and sixth graders from Elgin, Nebraska and that is Senator DeCamp's district. This is Senator DeCamp